

California Department of Insurance

Fraud Division

December 2013 Workers' Compensation Fraud Convictions

Effective January 01, 2005, Assembly Bill 2866 (Frommer) enacted Insurance Code Section 1871.9 requiring the posting of all workers' compensation fraud convictions to the CDI website.

Per section 1871.9, the department shall post all of the following information on its Internet Web site for each person, as defined in Section 19, convicted of a violation of this article (1871.4), Section 11760 or 11880, Section 3700.5 of the Labor Code or Section 487 or 550 of the Penal Code, if the violation involved workers' compensation insurance, services or benefits:

- The name, case number, county or court and other identifying information with respect to the case.
- The full name of the defendant.
- The city and county of the defendant's last known residence or business address.
- The date of conviction.
- A description of the offense.
- The amount of money alleged to have been defrauded.
- A description of the punishment imposed, including the length of any sentence of imprisonment and the amount of any fine imposed.

The information required to be posted under this section shall be maintained on the department Web site for a period of five years from the date of conviction or until the department is notified in writing by the person that the conviction has been reversed or expunged.

Note: If new documentation has been received that in any way affects the conviction information contained herein, please forward that documentation with an explanation to:

Bureau Chief, Workers' Compensation Program
9342 Tech Center Drive, Suite 100
Sacramento, CA 95826

A determination to make any changes will be made within sixty (60) days of receipt of the information.

December 2013 Workers' Compensation Fraud Convictions

CDI Case Number: 12CW023050

County: Los Angeles

Defendant: Isabel Acosta

City/County of Residence: Huntington Park/Los Angeles

Conviction Date: 12/09/13

Offense: 1 Count of IC 1871.4(a)(2) (False or Misleading Statement in Support of Claim)

Amount Allegedly Defrauded: \$5,000

Sentence: 226 Days County Jail, 3 Years Formal Probation (Reverts to Summary Probation If Defendant is Deported), \$4,500 Restitution To Crum & Forster Insurance Company, \$500 Restitution To Keller Meyer Bergensons Services, \$280 Civil Fine

CDI Case Name: Bay Area Home Improvement

CDI Case Number: 09BW022200

County: Alameda

Defendant: Jeremy Robert Curry

City/County of Residence: San Ramon/Contra Costa

Conviction Date: 12/19/13

Offense: 1 Count of IC 11880(a) (Premium Fraud)

Amount Allegedly Defrauded: \$236,522.77

Sentence: 2 Days County Jail, 3 Years Conditional Probation, \$150,512.82 Restitution to Employment Development Department, \$86,009.95 Restitution to State Compensation Insurance Fund (Restitution Joint and Several), \$240 Civil Fine

Case Number: 13CM09118

County: Orange

Defendant: Eduardo Delgado

City/County of Residence: Not available at this time

Conviction Date: 12/16/13

Offense: 1 Count of LC 3700.5 (No Workers' Compensation Insurance)

Amount Allegedly Defrauded: N/A

Sentence: 3 Years Informal Probation, \$120 Civil Fine, \$10,000 Criminal Fine (\$8,000 is Suspended)

CDI Case Name: Partners in Painting

CDI Case Number: 08BW021844

County: Napa

Defendant: Michael Wayne Gibson

City/County of Residence: Napa/Napa

Conviction Date: 12/16/13

Offense: 1 Count of IC 11880(a) (Premium Fraud) (Misdemeanor)

Amount Allegedly Defrauded: \$500,000

Sentence: 45 Days County Jail, 3 Years Summary Probation, Restitution Has Been Paid In Full,, \$140 Civil Fine, \$240 To Probation Department's Pre-Sentence Report

CDI Case Name: Bay Area Home Improvement

CDI Case Number: 09BW022200

County: Alameda

Defendant: Jenny Lave

City/County of Residence: San Ramon/Contra Costa

Conviction Date: 12/19/13

Offense: 1 Count of IC 11880(a) (Premium Fraud)

Amount Allegedly Defrauded: \$236,522.77

Sentence: 2 Days County Jail, 3 Years Conditional Probation, \$150,512.82 Restitution to Employment Development Department, \$86,009.95 Restitution to State Compensation Insurance Fund, \$240 Civil Fine

Case Number: 62-110200-B

County: Placer (Prosecuted by Amador County DA)

Defendant: Ruben Ramirez

City/County of Residence: Auburn/Placer

Conviction Date: 12/12/13

Offense: 1 Count of PC 550(b)(3) (False or Fraudulent Claim or Statement) (Misdemeanor)

Amount Allegedly Defrauded: TBD

Sentence: 75 Days County Jail, 3 Years Conditional Probation, \$100 Civil Fine